



2-07-01

Section 8

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: DEX-0214

Inventors: Macina et al.

Serial No.: 09/909,567

Filing Date: July 20, 2001

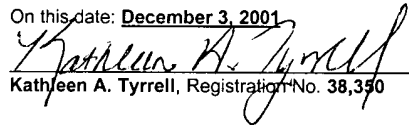
Examiner: Not Yet Assigned

Group Art Unit: 1645

Title: Compositions and Methods Relating to Lung Specific Genes

I, Kathleen A. Tyrrell, Registration No. 38,350, certify that this correspondence is being deposited with the U.S. Postal Service as First Class mail in an envelope addressed to the U.S. Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202.

On this date: December 3, 2001


Kathleen A. Tyrrell, Registration No. 38,350

BOX MISSING PARTS

U.S. Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

Sir:

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

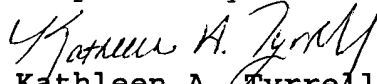
In response to the "Notice to File Missing Parts of Nonprovisional Application" dated **October 3, 2001**, a response to which is due **December 3, 2001**, enclosed herewith for filing is:

- 1) A copy of the executed Combined Declaration and Power of Attorney is attached. An unexecuted copy of this document, attached to the above-identified specification, was filed by Express Mail No. **EL792267341US** on **July 20, 2001**.

- 2) Paper copy of the Sequence Listing;
 - 3) Copy of the computer readable form of amended Sequence Listing;
 - 4) Amendment under 1.825 directing entry of the Sequence Listing into the application; and
 - 5) Statement to Support Filing and Submission in Accordance with 37 CFR 1.821 through 1.825
- () Other:
- () An Associate Power of Attorney is also enclosed.
- () Small entity status of this application has been established on July 20, 2001.
- () A Verified Statement Claiming Small Entity Status Under 37 CFR 1.9 and 1.27 has been forwarded to the Refund Section, Accounting Division, Office of Finance on _____. A **copy** of this Verified Statement Claiming Small Entity Status form and the Request for Refund form is enclosed for your convenience.
- () A credit card payment form in the amount of \$_____ is attached to cover the surcharge. Please charge any deficiency or credit any overpayment to Deposit Account No. 50-1619.
- (XX) Please charge the surcharge to my Deposit Account No. 50-1619 in the amount of \$130.00.

This sheet is attached in duplicate.

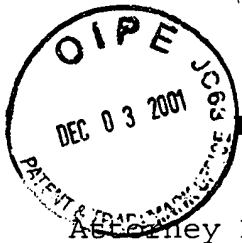
Respectfully submitted,


Kathleen A. Tyrrell

Registration No. 38,350

Date: December 3, 2001

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#5

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Serial No.: 09/909,567

Filing Date: July 20, 2001

Examiner: Not yet assigned

Group Art Unit: Not yet assigned

Title: Compositions and Methods Relating to Lung Specific Genes

"Express Mail" Label No. EV 001201088 US

Date of Deposit - December 3, 2001

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

By


Typed Name: Kathleen A. Tyrrell

BOX MISSING PARTS

Assistant Commissioner for Patents
Washington, DC 20231

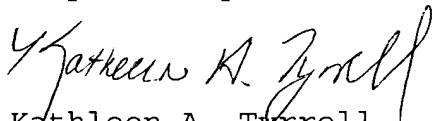
Sir:

**STATEMENT TO SUPPORT FILING AND SUBMISSION IN ACCORDANCE
WITH 37 CFR §§ 1.821 THROUGH 1.825**

- () I hereby state, in accordance with the requirements of 37 C.F.R. §1.821(f), that the contents of the paper and computer readable copies of the Sequence Listing, submitted in accordance with 37 CFR §1.821(c) and (e), respectively are the same.
- () I hereby state that the submission filed in accordance with 37 CFR §1.821(g) does not include new matter.
- () I hereby state that the submission filed in accordance with 37 CFR §1.821(h) does not include new matter or go beyond the disclosure in the international application as filed.

- (XX) I hereby state that the amendments, made in accordance with **37 CFR §1.825(a)**, included in the substitute sheet(s) of the Sequence Listing were made to conform with the current Sequence Listing rules. I hereby state that the substitute sheet(s) of the Sequence Listing does not include new matter.
- (XX) I hereby state that the substitute copy of the computer readable form, submitted in accordance with **37 CFR §1.825(b)**, is the same as the amended Sequence Listing.
- () I hereby state that the substitute copy of the computer readable form, submitted in accordance with **37 CFR §1.825(d)**, contains identical data to that originally filed.

Respectfully submitted,



Kathleen A. Tyrrell
Registration No. 38,350

Date: *December 3, 2001*

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